

**LEGISLATIVE SERVICES AGENCY  
OFFICE OF FISCAL AND MANAGEMENT ANALYSIS**

301 State House  
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**FISCAL IMPACT STATEMENT**

**LS 7761**

**BILL NUMBER:** HB 1768

**DATE PREPARED:** Jan 19, 1999

**BILL AMENDED:**

**SUBJECT:** Law enforcement assistance funding.

**FISCAL ANALYST:** Mark Bucherl

**PHONE NUMBER:** 232-9869

**FUNDS AFFECTED:**     **GENERAL**  
                          **X DEDICATED**  
                          **FEDERAL**

**IMPACT:** State

**Summary of Legislation:** This bill provides that a law enforcement agency may receive a supplemental grant from the Law Enforcement Assistance Fund under this section to assist in paying the salary or other expenses of a law enforcement officer added to the agency with a grant from the Law Enforcement Fund. It establishes the Law Enforcement Assistance Program to provide money to assist agencies in paying for extraordinary expenses resulting from criminal conduct and assisting agencies to fund strike forces to address a high rate of crime. It establishes a law enforcement assistance fee of \$10 to be deposited in the fund after it is collected from a person: (1) convicted of a felony or misdemeanor; (2) who has a judgment for a violation constituting an infraction or a violation of an ordinance of a municipal corporation that involves a moving traffic offense; and (3) adjudicated a delinquent child for committing an act that would be a crime if committed by an adult.

**Effective Date:** July 1, 1999.

**Explanation of State Expenditures:** This bill establishes a Law Enforcement Assistance Program to provide supplemental funding to law enforcement agencies that have received grants from the Law Enforcement Assistance Fund (FY 1999 appropriation \$12.5 M.). This supplemental funding is to be provided by a new distribution from the State User Fee Fund of \$5 M. annually. These funds and grants are administered by the Indiana Criminal Justice Institute (administration cost is provided by the Law Enforcement Assistance Fund).

This bill also fixes the annual disbursement to the Indiana Safe Schools Fund at \$200,213. Currently, the Fund receives remaining funds after State User Fee Fund disbursements to seven other funds, shown below. In CY 1996, approximately \$181,829 was distributed from the User Fund to the Fund. However, in CY 1997 (as of the June 30th distribution), no money was available for Fund distribution.

To provide funding for the Indiana Safe Schools Fund, this bill raises the annual transfer from the State User

Fee Fund by \$200,000, and it minimally changes the annual distribution for seven of these funds as described below.

<b>Funds Receiving Distributions from the \$2.375 M. Annual Transferred Under IC 33-19-9-4</b>	<b>Proposed Distribution</b>	<b>Difference from Current Distribution</b>
Alcohol & Drug Countermeasures Fund	\$385,700	\$73
Drug Interdiction Fund	\$216,838	(\$10)
Drug Prosecution Fund	\$120,413	(\$83)
Corrections Drug Abuse Fund	\$144,638	\$0
Drug Free Communities Fund	\$578,550	\$0
Indiana Department of Transportation	\$205,438	(\$100)
Family Violence & Victim Assistance Fund	\$523,213	(\$93)
Indiana Safe Schools Fund	\$200,213	\$200,213

The bill also provides that any remaining undistributed funds will be deposited in the Violent Crime Victims Compensation Fund.

**Explanation of State Revenues:** A new \$10 fee is created for several offense classes, as described in the bill. The projected annual revenue from this new fee, based on estimated conviction rates and ability-to-pay, would be about \$5.24 M. This revenue will be deposited to the State User Fee Fund.

Additional information is available upon request from LSA.

**Explanation of Local Expenditures:**

**Explanation of Local Revenues:** Law enforcement agencies may receive grants of up to \$10,000 for two years and up to \$5,000 for two years thereafter for each officer hired under the Law Enforcement Assistance Fund. Based on a distribution of \$5 M, at least 500 officers would be eligible in FY 2000. Criminal Justice Institute data reveals that 299 law enforcement agencies have received \$19 M. in funding for hiring officers since the program began in FY 1998.

**State Agencies Affected:** Indiana Criminal Justice Institute.

**Local Agencies Affected:** Trial courts, local law enforcement agencies.

**Information Sources:** 1997 Indiana Judicial Report, Vol. III; FY 2000-2001 Submitted Budget Report; Catherine O'Connor, Indiana Criminal Justice Institute; David Sutherlin, Bureau of Motor Vehicles; Larry Landis, Public Defenders Council.